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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

NOEMIA CARVALHO, on behalf of herself)
and other similarly situated people,)

Plaintiff,)

v.)

CREDIT CONSULTING SERVICES, INC.,)
dba CCS, EQUIFAX CREDIT)
INFORMATION SERVICES, LLC,)
EXPERIAN INFORMATION SOLUTIONS,)
INC., TRANS UNION LLC and DOES 1-50,)
inclusive,)

Defendants.)

Case No. 5:08-CV-01317-JF

**DECLARATION OF LEWIS P. PERLING
IN SUPPORT OF DEFENDANT EQUIFAX
INFORMATION SERVICES LLC'S
MOTION FOR EXTENSION OF TIME TO
FILE ITS RESPONSE TO PLAINTIFF'S
MOTION TO REMAND**

**Hearing: June 20, 2008
Time: 9:00 a.m.
Judge: Jeremy Fogel
Courtroom 3, 5th Floor
Place: San Jose**

I, Lewis P. Perling, hereby declare under penalty of perjury that the following is true and correct:

1. I am an attorney with the law firm of King & Spalding LLP, 1180 Peachtree Street, Atlanta, Georgia 30309. Along with Barry Goheen, who is also a member of this firm, and Thomas P. Quinn, I represent Defendant Equifax Information Services LLC ("Equifax") in the above-styled matter. Mr. Goheen and I recently made application to appear in the case *pro hac vice*. We were both admitted in the case when it was pending in the Monterey County Superior Court.

1 2. I make this Declaration pursuant to Local Rule 6-3 in support of Equifax's Motion
2 for Extension of Time to File a Response to Plaintiff's Motion to Remand. I have personal
3 knowledge of the matters set forth herein.

4 3. Plaintiff's Motion is scheduled for a hearing on June 20, 2008. Pursuant to Local
5 Rule 7-3, Equifax's opposition to the motion must be served and filed not less than 21 days
6 before the hearing, on May 30, 2008.

7 4. Equifax's attorney, Barry Goheen, has taken the lead in preparing the response and
8 plans to attend the hearing on the motion on June 20.

9 5. Unfortunately, Mr. Goheen's mother is seriously ill and he has had to leave town
10 to be with her, so that he is unable to complete the response for filing tomorrow.

11 6. Because of this hardship, Equifax requests an extension of time for Equifax to file
12 its response to June 6, 2008.

13 7. No other extensions have been requested in this matter and this extension will not
14 effect the hearing date.

15 8. I attempted to obtain Plaintiff's consent to this extension by telephone and
16 multiple emails earlier today. However, Plaintiff's attorney, Mr. Bochner, has been unavailable.

17 9. Equifax is filing this motion before receiving Mr. Bochner's response to the
18 request for stipulation because of the urgency of the matter, with the response deadline tomorrow,
19 and the last-minute, unexpected nature of this hardship.

20 I declare under penalty of perjury that the foregoing is true and correct.

21 //

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23 //

1 Dated this 29th day of May, 2008 at Atlanta, Georgia

2
3 By: 

4 Lewis P. Perling

5 (application for *pro hac vice* admission pending)

6 King & Spalding LLP

7 1180 Peachtree Street

8 Atlanta, GA 30309

9 404/572-3079

10 lperling@kslaw.com

CERTIFICATE OF SERVICE

CARVALHO v DEFENDANT EQUIFAX, et al, CASE NO: 5:08-CV-01317-JF

I, the undersigned, certify and declare that I am over the age of 18 years, employed in the County of Orange, State of California, and not a party to the above-entitled cause.

On May __, 2008. I served a true copy of the

**DECLARATION IN SUPPORT OF MOTION FOR EXTENSION OF TIME TO FILE
RESPONSE TO PLAINTIFF'S MOTION TO REMAND**

☐ By personally delivering it to the persons(s) indicated below in the manner as provided in FRCivP5(B);

☐ By depositing it in the United States Mail in a sealed envelope with the postage thereon fully prepaid to the following;

☒ By ECF: On this date, I electronically filed the following document(s) with the Clerk of the Court using the CM/ECF system, which sent electronic notification of such filing to all other parties appearing on the docket sheet;

Ron Keith Bochner
Law Office of Ron Bochner
3333 Bowers Avenue, Suite 130
Santa Clara, CA 95054

Deanna L. Johnston
Kelli A. Crouch
Jones Day
555 California Street, 26th Floor
San Francisco, CA 94104-1500

Stephen Julian Newman
Brian C. Frontino
Strook & Strook
2029 Century Park East
Los Angeles, CA 90067

I hereby certify that I am employed in the office of a member of the Bar of this Court at whose direction the service was made.

I hereby certify under the penalty of perjury that the foregoing is true and correct.

YVONNE M. HOMAN